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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

BOSTON DENTAL GROUP, LLC, a Nevada  
limited liability company,

Plaintiff,

vs.

AFFORDABLE CARE, LLC, a North  
Carolina limited liability company,

Defendant.

**Case No.: 2:16-cv-01636-RFB-CWH**

**STIPULATION AND PROPOSED  
ORDER TO EXTEND THE PRETRIAL  
ORDER DEADLINE TWENTY-EIGHT  
(28) DAYS TO SEPTEMBER 6, 2018  
(FIFTH REQUEST)**

**AND RELATED COUNTERCLAIM**

1 Pursuant to LR IA 6-1 and 6-2, it is hereby agreed to and stipulated between  
2 Plaintiff/Counterclaim Defendant Boston Dental Group, LLC (“Boston Dental”), by and  
3 through its counsel, Michael R. Mushkin & Associates P.C. and Borghese Legal, Ltd., on the  
4 one hand, and Defendant/Counterclaim Plaintiff Affordable Care, LLC (“Affordable Care”),  
5 by and through its counsel, Kolesar & Leatham and Barack Ferrazzano Kirschbaum &  
6 Nagelberg LLP, on the other hand, to a twenty-eight (28) day extension of the August 9, 2018  
7 Joint Pretrial Order deadline, until September 6, 2018, for the purpose of allowing the parties  
8 to finalize a settlement agreement, as further set forth herein. This is the fifth stipulation for  
9 extension of time to extend the Joint Pretrial Order deadline.

10 On July 13, 2018, this Court extended the Pretrial Order deadline to August 9, 2018 to  
11 allow the parties time to finalize a settlement agreement in principle. Since that time, the  
12 parties have been working to finalize the settlement agreement. The parties are optimistic that  
13 settlement negotiations will be concluded shortly. Accordingly, the parties seek a brief  
14 twenty-eight (28) day extension of the Joint Pretrial Order deadline in order to finalize and  
15 execute the settlement agreement. The litigation of this matter will be best served by the  
16 proposed extension. There is good cause to grant the parties’ fifth stipulation for extension of  
17 time because the parties only seek the extension to allow time to finalize the settlement in  
18 principle. *See Fernandez v. N.V.*, Case No. 2011 WL 3957612 at \*2 (Dist. Nev. Sept. 6,  
19 2011) (granting motion for extension of time to file pretrial brief because parties engaged in  
20 settlement negotiations).

21 Accordingly, the parties stipulate that the deadline for the Joint Pretrial Order be  
22 extended for twenty-eight (28) days from August 9, 2018 to September 6, 2018.

23 **IT IS SO STIPULATED.**

1 DATED this 8th day of August, 2018

2 **KOLESAR & LEATHAM**

3 By /s/ Sharon E. Calhoun

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16 Attorneys for Defendant  
17 Affordable Care, LLC

1 DATED this 8th day of August, 2018

2 **BORGHESE LEGAL, LTD.**

3 By /s/ Mark Borghese

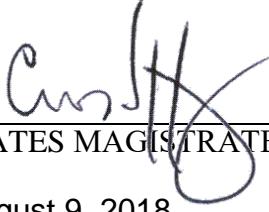
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13 Attorneys for Plaintiff  
14 Boston Dental Group, LLC

15 **ORDER**

16 IT IS SO ORDERED.

17   
18 UNITED STATES MAGISTRATE JUDGE

19 August 9, 2018  
20 DATED: \_\_\_\_\_